DISINHERITED SON CONTESTS.

James Pitzpatrick Had Been Sued by His

150 Varieties

Steel Pens

EQUITABLE SEARCHERS BUSY

RETAIN MATTHEW C. FLEMING

AS ASSISTANT COUNSEL.

The announcement was made yesterday

that the Armstrong insurance committee

has retained Matthew C. Fleming of Dex-

ter, Osborn & Fleming, 71 Broadway, as

assistant counsel to Charles E. Hughes

and James McKean in the coming insu-

Hughes's assistant in the gas investiga-

tion. He was an Assistant Corporation

had charge of tenement house and other

building matters for the city when im-

Princeton University. Mr. Fleming will

arranging of evidence. He will enter upon

Senator Tully came to town yesterday

to the work of preparing for the com-

called on State Superintendent of Insurance

Francis Hendricks and had an hour's talk

with him. It was the first time that any

of the committeemen had conferred with

data in his possession. Mr. Hendricks will probably meet the full committee before

Senators Armstrong and Tully also called

at the office of the State Banking Department

be turned over to the committee.

This will include records of all the payments made on the loan account. On their face the records in the hands of the

RISHOP ARNETT RESIGNS.

Bother Over Appointment.

about on account of worry over the treat-

Bethel A. M. E. Church of West Twenty-

land Conferences, which with the New York

Conference, comprise the First Episcopal

Bishop Arnett's appointment of Dr. S.

Timothy Tice, the negro Democrat, as Pre-

siding Elder of the New York Conference

brought to bear on the Bishop to remove

Dr. Tice, but he would not permit Dr. Tice's

political belief to count against him. The

officers of the Manhattan church and of

the two churches of Brooklyn threatened

to take their churches out of the connec-tion. The Senior Bishop, H. M. Turner of Georgia, and others of the Bishops, with the hope of saving the churches to

the connection, were also opposed to the retention of Dr. Tice. The conflicting demands on Bishop Arnett, who is quite aged, brought on his illness and resigna-

tion.

Bishop B. T. Tanner, who is considered the most scholarly man of the bench of Bishops, has been placed in charge of the New York and New England Conference, and Bishop Levi J. Coppin, formerly Bishop of South Africe, has been assigned to the Philadelphia and New Jersey Conferences.

Bishop Arnett is one of the best known men of his race hereabouts. He was a personal friend of the late President McKinley, having served with him in the Ohio

District.

his work at once.

he leaves town.

The Best Pens Made

Sold Everywhere

"A YANKEE CIRCUS ON MARS AND "THE RAIDERS."

AMUSEMENTS.

ON SATURDAY EVENING NEXT THE MAIN FEATURES OF

N STAR 16c., 25c., 25c., Lighthouse the Sea

LAST WEEKS LAST WEEKS **BOER WAR**

EDEN WORLD IN WAX. Now Groups-CINEMATOGRAPH. Wonderful Ajeeb. The War Herees

INSTRUCTION.

For Boys and Young Men.

26th Year begins Sept. 27

ST. FRANCIS COLLEGE, Brooklyn,

For boarders and day scholars; commercial scademic and collegiate courses under Regents of the State. For terms apply to

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Clason Point Military Academy, Borough Bronx, New York City.

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and athletic field; large commodious buildings
prepares for college and business. For catalogus,
address BROTHER EDMUND, Principal.

SETON HALL COLLEGE,

YORKVILLE. 83 St. OPENS THIS SAT. NIGHT THE ETERNAL CITY. | Seats Selling.

stirred up trouble. Great pressure was

Mrs. Molineux-Scott Looks Stageward. Mrs. Blanche Scott, formerly Blanche Chesebrough Molineux, wife of Roland B. Molineux, whom she divorced after the murder trial, arrived in New York yesterday accompanied by her husband and their young child. Mrs. Scott says that she came here from her Sioux Falls (S. D.) home to go on the vaudeville stage. She said the salary was to be \$1,000 a week, but she refused to name the manager.

Hippodrome Opens To-night The Hippodrome will open to-night, with "A Yankee Circus on Mars" and "The Raiders" and an incidental circus perform-

Deacon Ferris, Tramps' Friend, Is Dead. GREENWICH, Conn., Aug. 29.-Deacon Kimberly Ferris, aged 85, known as the tramps' friend, died at Sound Beach on

Handsomest, Lightest Best Luggage

MADE BY

DALY'S Theatre, Broadway & Soth St.

"The Catch of the Town "Her, id.

EDNA MAY THE CATCH
OF THE SEASON. Empire Theaire OPENS NEXT

JOHN DREW in Augustus Thomas DE LANCEY.
SEAT SALE TO MORROW, 9 A. M. CRITERION THEATRE OPENS NEXT MISS MAXINE ELLIOTT in Clyde Fitch's SEAT SALE TO MORROW, 8 A. M.

SAVOY Theatre, B'way & 44th St. ROBERT EDESON STRONG-Lycoum THEATRE 48th St., Past of B'way.
Evra. 8:15. Lait Mat. Sat. 2:
Mrs. Leifingwell's Boots
Preceded, 8:15. by "A MAKER OF MEN."
NEAT WED -N. C. GOODWIN.

KNICKERBOCKERThea., B'way & 88th St. FRANK DANIELS BERGEANT BRUE. LULU GLASER IN MISS DOLLARS.

HERALD SQ. THEATRE, B'way & 35th St. SAM BERNARD THE ROLLICKING GILL.
Extra Matinee Mon., Sept. 4.

BROADWAY Theatre, B'way & 41st St.
EXTRA MAT. LAIOR DAY, Seats 4 wks. ahead
Klaw & PEARL and PUMPKIN Senators Armstrong and Tully Confer With Hendricks and Lay Plans for Hearings, Which Begin Sept. 6—Great Interest MEW YORK Theatre, B'way, 44th to 45th Sta.
Mats. To day & St. Xtr. Mat. Labor Day.
"A laugh on every twig."—Herald.
MCINTYRE & HEATH NEW AMSTERDAM Theatre, 42d St.
MONDAY EV., SEP.4. Seats Tomorrow.9.4.
LIEBLER & CO.'S Production of Hall Calce's
THE PRODIGAL SON'S rance investigation. Mr. Fleming was Mr. LIBERTY THEATRE 42d St., west of B'way OPENING MONDAY NIGHT, SEPT. 4. The Rogers Brothers In Ireland SEATS ON SALE TO BORROW. Counsel under the Low administration, and NEW YORK ROOF and Wistaria Grove. RED DOMINO ELSIE JANIS portant legislation bearing on these sub-jects was enacted. He is a graduate of

have charge of the rougher work of the LEW FIELDS' THEATRE. 42d St., bet. B'way
opens Box OFFICE NOW OPEN. investigation, such as the collecting and TO-MORROW LEW FIELDS' CO.
2D SEASON IN NEW YORK IT HAPPENED IN NORDLAND and buckled down with Chairman Armstrong ACADEMY OF MUSIC, 14th St. and Irving Pl. A SPECIAL NEW PRODUCTION OF mittee's hearings, the first of which has been set for Sept. 6. The two Senators

All StarVarieties. Table Seats. \$1. Best Seats.\$1.50

WAY DOWN EAST Prices 25, 50, 75, \$1. Mats. To-day & Sat. 2. Ev. 8:18
EXTRA MATINEE LABOR DAY.

MAJESTIC EXTRA MAT LABOR DAY AT S. Mat Today & Sat. YORK STATE FOLKS. the Superintendent. Mr. Hendricks offered to cooperate with the committee in every way possible and to put at the investiga-WEST END Eve. 8:15. Matinee Tolday, 25 & 800 tors' disposal all the documents and other

MADISON EV. 8:15. Mat. Today & Sat. Last Week SQUARE BLANCHE WALSH THEATRE The Woman in Case

MON., OPENING OF REGULAR SEASON.
Sept. 4 "THE PRINCE CHAP." Seats Thurs. at the office of the State Banking Department at 52 Broadway. They wanted to talk with Supt. Kilburn concerning the data of record which the State Banking Department has relating to that \$685,000 loan transaction of the Equitable officials. Mr. Kilburn was not at his New York office. It is knewn that he has given the committee assurance that every bit of information which the department's examiners have unearthed concerning the loan account will be turned over to the committee. BIJOU B'way Reopens Sat., Sept. 2 WARFIELD in the MUSIC MASTER
Box office now open.

AMMERSTEIN'S, 42d St., B'way & 7th Av.
Paradise Roof Gardens—Every Evg. 8:15.
Abdul Kader & His 3 Wives, Carmencita,
Paul Conchas, Ernest Hogan & Co., & other,
Daily Mats in Victoria Theatre, 25c., 50c.

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TARE IRON STEAMBOATS.
Largest Hippodrome in the World.
Free Races at 4 and 9 P. M.

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TYCE 4 CORBLEY
VOOD 4 RAY.

ments made on the loan account. On their face the records in the hands of the Banking Department, it was said, do not suggest anything improper or illegitimate. It will devolve upon the insurance committee to follow these payments to their destination.

This meeting of the Equitable's board of directors is awaited with greater interest by some persons concerned in the society's welfare than any meeting that has been held since the rehabilitation of the company began. The opinion was expressed generally in insurance circles yesterday that the society's answer in the Attorney-General's suit, in which many admissions damaging to the old directors are made, would practically necessitate the retirement of nearly all of the old régime left on the board. These directors couldn't, it was said, very well be placed in the position of condemning themselves. Senator Chauncey ALLACK'S, B'way & 3th. Evgs. 8:20. Mats. Today, Sat. and Labor Day. RAYMOND KII UNUUUR BAWSON. URIIG & MUSIC HALL. 125 St. 7 & 8 Avs. MATINEES DAILY SEAMON'S Henri French. Ellia Proctor Otis, McWaters & Tyson, & others

demning themselves. Senator Chauncey M. Depew, for instance could not consistently, it was said, sue himself as an Equitable director to recover the \$250,000 which was loaned to the Depew Improvement Company. So far as was learned yesterday, though, President Paul Morton has received no intimation from Senator Depew or any of the other old directors that they intended to get out. The meeting to-day will be the regular monthly one. It will be held at 11 o'clock in the morning. demning themselves. Senator Chauncey OLONIAL Dan McAvoy & Girls, B'way & 62d St. Daily Matthees Helea Bertram, oth's

THE DEWEY EAST 14th St.

Ladies' Mat. | CITY SPORTS CO.

TO-DAY. | Burlesque & Vaudeville. THE GOTHAM EAST Sth St. Ladies Mat NEW YORK STARS To-day. PoliteVaudev'le.Burlesque

Lyric Evgs. 8:15. Mats Today, (best seats \$1) Sat. 4 D. ANGELIS IN FANTANA Venerable Negro Churchman Made III by As the result of serious illness brought

JOE WEBER'S MUSIC MATINEES
JOE WEBER'S All-HIGGLEDY-PIGGLEDY.
Star Stock Co. The COLLEGE WIDOWER. ment accorded him by the officials of the GRAND TO BE SEE WOODLAND fifth street, this city, and the Bridge street

and Union Bethel churches of Brooklyn, Bishop Benjamin W. Arnett has resigned as Bishop of the New York diocese of the ROSE HILL FOLLY CO. and High class Vaudeville.

Matinee Every Day 2:15. African Methodist Episcopal Church. The

Bishop's council of the church has relieved 14th ST. THEATRE, cor. 6th av. 25c. to \$1.0 MATINEE TO-DAY, 25 & 50c.—No Highe BILLY B. VAN in "The Errand Boy." him of all work in connection with the Philadelphia, New Jersey and New Eng-

PUBLICATIONS.

THE GOOD Old Classics (in English), old English Books. French Translations. PRATT, 161 6th av

ance. The show went without a hitch at the full dress rehearsal last night. The advance sale of seats has been large.

Sunday. For years he provided shelter for hordes of tramps, and his wife would give them hot ginger tea and food in bad weather.

ROUCH & FITZGERALD 161 BROADWAY. 688 BROADWAY.

Pain's Carnival

WILL BE REPEATED. PROCEOUS SUPERS SHOWS TWICE DAILY. 2D Heary Miller & Co., Katte Barry, Have-ST. man's Animais, 8 Vassar Girls, Moore & Lit-tiefield, Eddie Leonard & Co., etc.

5TH. "A Dell's House, "Florence Rockwell, J. H."

5TH. "The Still Alarm," Jas. Durkin, Adele ST. Block, Agnes Scott, H. D. Hawley,

125TH. Edwin Arden in "Zorah," Paul McAllis-ST, ter, Jas. E. Wilson, Sol. Aiken.

American 226, 50c. Anne Fighting Fate MURRAY 121 St. ALEX AV. MAL. To-day HILL. 1200: 350. Paris By Night

BRIGHTON BEACH Daily, 8 & 8:30. Sat. & Sunday, 8, 8, 7:80 & 8,

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Prepares for Columbia. Harvard. Princeton,
ale and other colleges scientific schools and bustness. Primary Classes, Laboratorics, Gymnasium. Athletic grounds. REOPENS SEPT. 20th.
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DWIGHT SCHOOL, 15 West 48d St. High class private school for boys from 7 to 20 years. 1s-dividual attention. Athletics. Principals: ARTHUR WILLIAMS, E. E. CAMERER. FORDHAM UNIVERSITY,
190th St. and 3rd Ave., N. Y. City.
Beopens Sept. 18th. Rev. J. J. Collins, S. J., Pres's.

PRATT INSTITUTE—Fall Term begins Sept. 25. Evening Classes, Sept. 27. For Girls and Young Women.

Academy Mount St. Ursula,
BEDFORD PARK, NEW YORK CITY.
Boarding and Day School for Young Ladies and
Little Girls, directed by the Ursulines. Delightfully situated on the Hariem Railroad, near St.
John's College and opposite BRONN PARK.
The course of Studies is thorough, embracing all
branches requisite for a complete and reined education. The Academy will reopen on Monday,
Sept. 11. For circulars address Mother Superior. For Girls and Boys.

The BARNARD SCHOOL FOR GIRLS COLLEGE PREPARATORY, 421 West 198th St. KINDERGARTEN & PRIMARY, 151 Convent Ava. 16TH YEAR begins Sept. 28th. Catalog. The BAHNAHO SCHOOL FOR BOYS COLLEGE PREPARATORY, 721 St. Nicholas Ava. Session after school for next day's studies. RINDERGARTEN & PRIMARY, 250 Lenox Ava. 20TH YEAR begins Sept. 27th. Catalog.

Business Colleges.

DACKARD L COMMERCIAL SCHOOL DAY AND EVENING.
4th Av. & 23d St. Subway Station at Door.
ALL BUSINESS BRANCHES, INDIVIDUAL
INSTRUCTION. A school known to everybody by 47 years THOROUGH work has no use whatever for SOLICITORS. Fall session begins Tuesday, Sept. 5. Office now open for registration of students.

Law Schools

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NEW YORK Day School. [35 Nava-1 St. LAW SCHOOL.] Evening School. [New York City "Dwight Method" of instruction. LL.B. in two years. Li.M. in three years. High standards bend for catalogue. GEORGE CHASE. Dean. For Children. Kindergarten Training.—The Process Norma institute, & irving Pt. Fall term opens Sept. 13. In ducements early registration. Z. A. OUTTEN. Supi

Schools for Physical Culture. SWIMMING SCIENTIFICALLY TAUGHT.

YOTER HERE, BUT CAN'T GET IN

The state of the s

MICHIGAN MAN BARRED AFTER A TRIP TO EUROPE.

He'd Never Taken Out Final Papers, but Had Cast Ballots for Several Presidents -Has \$1,100, but Ellis Island Says

He's Too Old, Though He's Only 63. August Albert, who says that he has roted for several Presidents, including Theodore Roosevelt, arrived here on Sunday in the steerage of the Hamburg-Ameriliner Hamburg, from Hamburg, and, dmitting that he was not a citizen of the Inited States, but was a citizen of the State

of Michigan, was sent to Ellis Island. Albert is 63 years old and had been maing a living as a farmer in Michigan for irty-two years. He is unmarried. He ranted to see his old home and the last ew of his old friends in Saxony and took a trip to Germany about a year ago. He was considerably surprised when told at Ellis Island that he probably would be sent ack tecause of his age, notwithstanding hat he had been so long a resident of Michiran, and the fact that he had been while here on an equal footing with the native

He showed \$1,168.20 in American money o prove that he was not likely to become public charge and declared that he rearded himself as still capable of working s a farmer. He was examined by the Ellis sland physician and pronounced too old enter the country. Then he was taken pefore the special board of inquiry and exmined in English, which he speaks well. He told some of the younger memrs of the board, after it was decided that should be excluded, that he had voted or a President of the United States when hey were little children, and he did not

think it right that he should be deported. He admitted that he had no papers to prove his declaration, but said that it had been only necessary for him to declare his intention of becoming a citizen in order to gain citizenship in Michigan. . The Board of Special Inquiry did not take the trouble to look up the subject of Michigan citizenship. If it had it would we found that any clien who has deared his intention in that State two and half years prior to Nov. 8, 1892, has become

citizen. Albert says he is not a subject of the Emperor William, and as he is also not a citizen of the United States he would If the decision of the Board of Inquiry olds, he will be a man without a country Albert, it would seem, is not a citizen of the Michigan. By our pegulier laws a citizen man gave demonstrations on the spot of of the United States may not be a citizen

the State in which he resides, and a izen of a State may not be a citizen of Now if it were possible for Albert to d directly from an immigrant ship at a ort of Michigan he probably would, by urtesy at least, be permitted to resume his citizenship, but landing within the Federal jurisdiction at this port, remote rom his American home, he runs the risk of being sent back as an alien on the ground of old age. It might be possible to persuade the Governor, of Michigan to request the Federal Government to give Albert up. Meanwhile, some new found friends have nterested themselves in his case, and an appeal has been made to the Department

of Commerce and Labor. Gustav Stutz, who had been living in any, tried to come back to New York st May, but was excluded because he announces "aqvavit." which is the runio

Mock Duck, leader of the Hep Sing Tong. was held for the Grand Jury yesterday \$5,000 bail by Coroner Scholer, as an tigator, after the inquiry into the deaths of the four Chinamen who were killed in the Chinese Theater on the night of Aug. 6. Four other Chinamen, Ung Quong, Don kim, Lee Dock, and Loy Fook, were held rithout bail, charged with murder, and ee more as witnesses in \$500 bail.

Mock Duck was the first witness exmined by Assistant District Attorney

rackers were thrown on the stage of heater just before the shooting be-When asked if he saw any of the court, he picked out Don Kim, Lee Luck Den, James Wing, Loy Fook ad Ung Quong.

The ianitor's testimony was corroborated

ee Wong of 18 Mott street, who said Mock Duck had visited the theater before the shooting Christopher Lavigne, reporter, declared that a few days before the shooting he saw Mock Duck buy at caliber revolver and a box of cartridges The jury then decided that Mock Duck

as the instigator of the murders, and

as a book of cartridges in a Broadway gun store.

Coroner Scholer told the jury that there

as sufficient evidence to hold UngQuong,
bon Kim, Lee Dock and Loy Fook for

the Grand Jury on a charge of murder,
and he directed a verdict to that effect.

The jury then decided that Mock Duck

as the instigator of the murders, and

sould also be held. Mock didn't get bail,
and was locked up.

AYS FRIEND ATTACKED HIM

Estate Dealer Has Manufacturer

Prested on Mysterious Assault Charge. Magistrate O'Reilly held J. Reybert etz, a manufacturer of flavoring exacts at 36 Conselves street, in \$300 bail or a hearing yesterday in the Manhattan avenue police court, Williamsburg. Betz as accused of assaulting Michael Keller, real a tate dealer at 31 Conselyea street, with the butt end of a revolver and also the attempting to shoot him. The men are known each other for nearly two are and were apparently always friendly. Was alleged that on Monday while Keller soing along Union avenue Betz went behind him and without any warning alled him. Keller was struck twice his head and sustained scalp wounds. Seller had Betz arrested on a warrant. Court Betz refused to give any explanation of his act. Keller declared that he of no reason why he should have assaulted. Petz furnished bail. or a hearing yesterday in the Manhattan

The White Star liner Oceanic, from Liverand Queenstown, was reported at o'clock yesterday afternoon 110 miles of Nantucket lightship. She probably the up to her pier about 9 o'clock this LIVE TOPICS ABOUT TOWN.

He had been having a few the night before and at some stage in the game he had been seized with a streak of prudence and had sunk one of the yellow backed ones in a holdout so that the next day might not be a Sahara desert. With just a hazy recollection of his thrift when he awoke he clamored at his angel child.

whom he found exploring the recesses of the sweathand of his hat: "What are you after there, Buttons, my girl?"
"Pennies," said she, bold as brass, "I want some pennies for chewing gum."

"You'll get no pennies there, child; you don't get money out of rapa's hat."

"Oh, yes you do. That's where ma got some before you woke up."

When the woman had lived in the vine embowered cottage a month she told the agent she couldn't stand the strain any

"What is the matter?" asked the agent. "The place is too picturesque," the woman explained. "It attracts too many visitors People who wouldn't think of pushing into private houses under ordinary circumstances notice that cottage set down at the junction of busy New York streets, and insist upon being shown about the place as coclly as if it were a museum.

"When they grow too officious I try to head them off, but they push in in spite of

head them off, but they push in in spite of me and prowl about my rooms, trample down my grass, and pick my roses and honeysuckles without scruple. I am sick and tired of being so pestered. I am going to give up the house."

"I knew she wouldn't stay," sighed the agent, after the woman had gone out. "We have a number of those old time historic looking rookeries on our list, but we can't keep them rented for any length of time on account of the persistent curiosity of strangers."

Certain members of the crew on a Lackawanna ferrybcat were voted practical humanitarians by commuters in the course of a trip from Hoboken to Barclay street on a recent very hot day. A pedier's wagon was loaded with crates containing chickens, and the birds set up such an unusual cack-ling that passengers were visibly dis-

Presently a couple of deckhands came Aresently a couple of deckhands came along with rails of water, suggesting to the driver that the hens were about played out from thirst. The truckman replied that it was only his duty to water the horses, but that the deck hands were welcome to attend to the chickens.

Prolably half the tirds were comforted, the slats interfering with the deck hands good work.

The grave faced man on the sidewalk like to know where he belongs unless it was selling complete manicure sets for ten is in Michigan. in one implement, with the several parts of which the nails could be trimmed and cleaned and the skin set back at the base of Inited States, but is a citizen of the State | the nails to form there the crescent. The

> hand of a chi d and proceed with the cutting rart of 'he implement to trim a nail, and then with the filing part to file it, and then with the cleaning part to clean it and to press back the skin at its base. It was manicur-ing done in the street, a novel sight that

ciency of the manicure set he was

attracted many sightseers.

Not all of the hands that the seller seized upon or that were offered to him were fit subjects for operation. The nails of one little girl who was with her mother were so short there was none left to trim.

"She bites them off," said the fond mother, said the fond mother, But there were plenty of hands that he could demonstrate on, and never any lack of speciators; and he sold lots of his mani-

Unless the disruption of the kingdoms of the Scandinavian peninsula comes to some this neighborhood ten years and working speedy settlement there is bound to be trout his trade of butcher, and who decided | ble in Brooklyn at the river end of Atlantic st November to revisit his native Ger- avenue, where the Scandinavian colony centers after dark and where every corner

had a polypus. He had the polypus removed on the other side and started again for New York two weeks ago. He was remembered at Ellis Island and admitted that he had been excluded in May. He said he was not a citizen of any State and had not declared his intention of becoming one. It was decided that he was suffering from senility and he was excluded. He is byears old.

CORONER HOLDS MOCK DUCK, As an Instigator of the Murders in the Chinese Theater.

It is a mystery. It begins with a generous supply of arrack, then some other things are put in to flavor it, and if there is any room left more arrack is put in to fill up.

It is a berserk beverage that would lead the plain native citizen to murder his grandmother slowly and painstakingly with the carving knife and then rush tumultuously forth to hold up a trolley car for the funeral expenses. But the Scandinavians must have it. Probably it makes them feel like Vikings in Valhalla quaffing the gore of their enemies from skull caps.

s from skull caps. It is just that that worries the Norwegians; they refuse to recognize Sweden even by drinking Svenska pons. If Norsk artists do not soon succeed in inventing a satisfactory substitute the revolution must either peter out or else there will be all kinds of

A shopper in a department store bought a clock. Before sending it away to be wrapped the clerk said:
"Oh, here is the cushion that goes with it.
I almost forgot that."
"Cushion?" exclaimed the customer. "You

Enrochan. He said that he lived at 12 sowery, and was a joint owner with Louis Tong of the restaurant at 734 Eighth average. On the night of the riot, he said, he did not go to the theater until the shooting was over.

Wah Ju, janitor of the theater, flatly contradicted Mock Duck. He said he saw Mock look in at the door and return in a few minutes with six companions, each of whom carried bunches of firecrackers. Firecrackers were thrown on the stage of the theater just before the shooting between the saw any of the saw any of the saw any of the said that he lived at 12 count mean to tell me that clocks are so delicate nowadays that they require cushions to sit on."

"It isn't their delicacy that makes a cushion desirable," said the clerk. "It is their noise, to they tick so loud that nobody can stand their racket. On that account sales were comparatively light until some-body discovered that by standing the clock on a cushion its noise was partly drowned. As soon as we got hold of the idea we began to throw in a prettily covered little pad-with every clock, and now the sales have increased fourfold."

All kinds of queer requests reach the offices of theatrical managers, but perhaps the queerest in many days came to Charles

the queerest in many days came to Charles Dillingham's headquarters yesterday. A stagestruck girl on the East Side, who evidently knows just a little bit about theatrical affairs, wrote:

"Mr. Dillingham—Sir: I want to become an actress, even if I begin as a super. Please send me the address of Louis Mann, the Superman, who I am told engages all your supers."

Mr. Dillingham's press agent informed the young lady by mail that Louis Mann is a star, not a super-captain, and that if she would read the billboards she could ascertain that Robert Lorraine, and not Mr Mann, will act in "Man and Superman."

Acting Captain Tracey of the Elizabeth street station received the following letter

signed "A New Yorker," from Washington, recently:

"Can't you arrange to have a shooting festival in some large park using the Chinese Tongs, the Italian Maña, the Eastman and San Juan Hill gangs? Charge admission and divide the same among the widows and ornhans. No charge for suggestions." orphans. No charge for suggestions."
The letter was written after the latest Sunday night shooting in Chinatown.

"The spirit of Americanism is capable of curious perversions," said a tenant of a downtown skyscraper, "and sometimes results in extraordinary distinction. The man who is 'just as good as another and a great deal better' is horribly afraid every

great deal better' is horribly afraid every one else will not know it.

"In our building we have had one janitor several years. He is efficient and has always administered his department well, but recently some engineers were put to work in one of the sub-cellars and they promptly refused to take orders from a janitor.

janitor.

"The owner of the building, having good judgment and a sense of humor, bowed meekly to this proud spirit. He changed the title of the janitor to 'Superintendent' and ordered for his wear a cap bearing the magio word in large gilt letters. Wearing this imperial crown, the janitor now has no trouble to enforce his orders."

DAVID BELASCO'S NEW PLAY

RIANCHE BATES TO STAR IN "THE GIRL OF THE GOLDEN WEST."

Play of Early California Days, Depicting

Scenes in Which the Author Spent His Boyhood-Rehearsals Begun Yesterday-Opening to He in Pittsburg. David Belasco announced last night that the new production at the Belasco Theater this year would be "The Girl of the Golden West," which he has written for Blanche Bates. Mr. Belasco did not, however, disclose anything as to the nature and

setting of his new work, except that Miss Bates's character is that of a California girl, and that the action passes during the early period of that State's history. It is undersood that "The Girl of the Golden West" will be a departure from Western plays which have been produced

Western plays which have been produced recently. Mr. Belasco's father was an early settler of California and he himself spent his early years among the people and scenes which he has portraved in the play. Rehearsals of the new play were begun at the Eclisco Theater yesterday under Mr. Belasco's personal direction. In the cast are Robert Hilliard, Frank Keenan, John W. Cope, J. H. Benrimo, T. J. MacGrane, Herbert Corthell, James Kirkwood, Fred Maxwell, Richard Hoyer, J. A. Sortell, Roberto Deshon, Clifford Hipple, T. Hayes Hunter and Harriet Sterling.

The first performance of "The Girl of the Golden West" will be given in Pittsburg and will serve to open the new Belasco Theater there. After two weeks in Pittsburg there will come a week each in Buffalo, Baltimore and Washington. Miss Rates and "The Girl of the Golden West" will then come to New York, directly fellowing Mrs. Leslie Catrer's season at the Belasco Theater. The date of the Pittsburg opening has not yet been fixed.

AMBLER LAW TEST FAILS.

Constitutionality Not Passed On Because Plaintiff Got License by Fraud. The test case on the constitutionality of the Ambler law, which made more stringent the provisions in regard to Raines law hotels, was decided yesterday by Supreme Court Justice Greenbaum, but in his decision the Justice finds that because the

plaintiff has not come into court with clean

hands the Court cannot interfere in his behalf, and therefore there is no necessity for a decision of the constitutional questions involved. Jacob Born, who has been running a so-called hetel at Third avenue and 138th s'reet for seventeen years, was the plaintiff. Under the Ambler law he was notified that because the partitions between his bedrooms were but seven-eighths of an inch thick, instead of the legal three inches, his license was revocable. Deputy Excise Commissioner Healy gave this notification and then one of Euilding Superintendent Hopper's emissaries came along to tear out the partitions. Born got a temperary

injunction.

Justice Greenbaum says that there is no need to continue the injunction against Healy, as Born's license has already been revoked. It is up to Born to determine whether he will continue in business or not, but Healy cannot, says Justice Greenbaum,

tificate itself.

As regards Supt. Hopper, Justice Greenbaum finds that the injunction should be continued because of the law exempting from demolition buildings that have been continuously occupied as hotels since 1896.

The Justice would not pass on the constitutionality of the law, because the affidavits submitted plainly disclose that Born procured his license by fraud and misprocured his license by fraud and mis-representation, as he swore in his applica-tion for it that his partitions did conform with the law, which they plainly do not. Hence's court of equity cannot be invoked.

As the matter stands now, Born can continue to keep his hotel open, but cannot

SNEAK THIEF GOT \$1,000 WORTH.

Mrs. Craig's House in South Qrange Robbed -Woman Acted as Sentinel. SOUTH OBANGE, N. J., Aug. 29.-A sneak thief stole \$1,000 worth of jewelry from the residence of L. E. B. Craig, 461 Voce

mitted. It is thought that she was an accomplice of the thief.

Mrs. Craig went to New York in the morning, expecting to return for luncheon at 10'clock. At that time a maid unlatched the screen door at the front entrance, so that Mrs. Craig might enter when she reached home. Mrs. Craig was delayed and did not reach the house until 1:15 o'clock, and then she went directly to the kitchen.

and then she went directly to the kitchen. When she went upstairs to her room she discovered the robbery.

The articles stolen were a gold watch, a recent present to Mrs. Craig, a cat's eye ring surrounded by diamonds, a diamond cluster ring, an engraved gold ring, a pearl and diamond pendant with gold chain set with pearls, a heavy cable chain and two gold lockets. It is supposed that when the thief heard Mrs. Craig enter the house he beat a hasty retreat. he beat a hasty retreat.

DUG UP COINERS CACHE. Ninety Bogus \$10 Geld Pieces Found by Workman in Paterson.

PATERSON, Aug. 29 .- Ari Koppenael, at workman employed at the new Arch stree bridge, this city, unearthed ninety tendollar pieces with his pick this morning. He thought he had found a gold mine until an examination of the coin showed that they were spurious. Underneath a thin veneer of gold was a composition of lead

report of the find spread like wild fire and hundreds soon cellected around the spot. It was at first supposed that the money was the hidden treasure of one of the cld Paterson families and even after the coin had been pronounced counter-feit, fellow workmen of Koppensel perfeit, fellow workmen of Koprenael persisted in digging in the hore that some
reel money might be found.

The counterfeit coins are supposed to
have been owned by a gang of thieves who
made the cli Pope mill near Arch street
their rendezvous for eeveral weeks some
years ago. The mill had been deserted
for a number of years and when the police
rounded up the gang a large haul of loot
was made.

coin is in good condition. All bore SLAVES OF THE KEY REUNION.

Old ime Telegraphers in Convention-Taken

a Look Around New York. Fight hundred members of the Old Time Telegraphers' Association, and twenty-five members of the Society of the United States Military Telegraph Corps, met yesterday at the Waldorf-Astoria for the first day of their twenty-fifth annual reunion.

John C. Barelay, assistant general manager of the Western Union Telegraph Company and president of the association, introduced Acting Mayor Fornes, who made a brief speech of welcome. After the business meeting W. Young of Washington, was elected president, and C. P. Adams, also of Washington, vice-president.

To qualify as a member of the association, it is necessary to have been in active service for twenty-five years. One youngster of thirty-four got in yesterday on the plea that he got a very early start.

In the afternoon most of the out of town members mounted rubberneck wagons or other conveyances and did "Seeing New York" stunts. In the evening the association went to the New York Theater to see "The Pearl and the Pumpkin." The convention will continue until Friday. Military Telegraph Corps, met yesterday at

Father for Money Loaned. James Fitspatrick has filed in the Sur-rogate's office in Brooklyn a protest against the probate of his father's will, by which he is disinherited. The father, Jeremiah Fitspatrick, died in the latter part of July at his home on Columbia Heights. He had accumulated a fortune in glass manu-ESTERBROOK'S

facturing.

Just before his death he began an action against his son James to recover money oaned. The father had turned over his factories to the son, and received, he is alleged, only a small amount weekly

he is alleged, only a small amount weekly for living expenses. He claimed that the son had manipulated the estate so that it was unable to recover it. He also sued to recover \$15,000, the amount of a loan made to the son, for which he held his note.

The clder Fitzpatrick executed his will on July 14, 1934. He beques had \$1,000 each to his grandchildren, Jerome and Harold, and then dividing the estate into four equal parts left one to his wife and one each to his children, Paul S. Fitzpatrick, Charles J. Fitzpatrick and Mary Francis A. Curran, wife of Dr. E. T. Curran. He disinherited his son James. In a codicil dated March 10, 1903, he leaves out the provisions for the two grandchildren and names as his sole heirs his wife and three children.

James Fitzpatrick alleges that fraud and undue influence was brought to bear upon his father in the making of the will.

DIVORCED PAIR REMARRIED. McKennas Lived Apart Eight Months -Are Theatrical Folk.

NEW HAVEN, Aug. /20.—Announcement was made here to-day by the bride's mother,

Mrs. L. C. Dewitt, of the marriage in Tcwanda, Pa., on Aug. 22 of Mrs. Lavinia Dewitt McKenna to her divorced hus-band, Eugene McKenna, both of this city. The McKennas were divorced in the Superior Court here about eight months ago, Mrs. McKenna receiving \$5,000 alimony. They had been married about five years. According to Mrs. Dewitt, her daughter had been corresponding with her former husband for some weeks, and finally ar-

ranged to make a visit to her uncle, At-

ranged to make a visit to her uncle, Attorney D. G. Dewitt of Towanda, it being the understanding that Mr. McKenna should meet her there, where he could renew a proposal of matrimony.

Mrs. McKenna left here last Monday and they were married the following day. The ceremony took place in the rectory of a Catholic church there, it is said. Immediately after the ceremony the bride and bridegroom left for a trip to Niagara Falls. Mrs. McKenna met her husband before their first marriage while she was on the stage with her sister in a musical sketch. She has signed contracts to go back on the stage the coming winter. Her husband is at present traveling the circuit of country fairs in the Middle West with an amusement company and the two will arrange their theatrical dates so as to be together in the South this winter. The bridegroom owns considerable property here.

STARVING GIRL HELD UP CHILD.

Work, Turns Rebber in Desperation. BLOOMFIELD, Aug. 29 .- Hattie Maxwell, negress, sixteen years old, of Knoxville, Tenn., who said she was driven to desperation by hunger, held up Grace Vreeland, the eight-year-old daughter of John R. Vrecland of Broad street, Bloomfield, to-day, and took twenty-five cents from a pocketbook the little girl carried in her hand. Mr. Vreeland witnessed the robbery and gave chase after the girl, who ran down Broad street toward Bloomfield center, and caused

She at first denied her guilt but finally broke down and confessed. Recorder Cadbroke down and confessed. Recorder Cad-mus, and others in the court room were astonished when she dropped the meney from her mouth where she had held it with-out detection while answering the questions put to her. Hattie said she had been brought North by a family living in Jones street, Orange. She said she was starving when she committed the robbery. Chief of Police Cellins investigated the girl's story and found that she had stopped at a number of houses in the town looking for work. Her feet were so sore from

for work. Her feet were so sore from walking that she bogged have to take of waiting that she begged lawe to take on her shoes in the police station.

Mr. Vreeland refused to press the complaint when he heard the girl's story, and she was allowed to go free after a good meal was provided for her.

TYPHOID FALLING OFF. More Cases Reported Last Week, but Many of Them Were Old Ones. There were 324 cases of typhoid in Greater New York last week. Of these cases 210 were in Brooklyn, 95 in Manhattan, 12 in The Bronx, 3 in Queens and 4 in Richmond. In the week before last ther were 252 cases,

of which 15 were in Brooklyn, while three

weeks ago there were 259 cases.

These figures would seem to indicate a big increase last week, but the Health Board officials say that of the 324 cases reported 110 were old cases that had not been reported 110 were old cases that had not been reported by the physicians, who have been very negligent about the matter. As a matter of fact most of these 110 cases should be included in the reports of the previous two weeks. That would show that the disease is on the decrease, and this the department officials think is actually so.

Dr. C. W. Berry of the Health Department has been placed in charge of the Thirtieth ward, including the Bensonhurst and Bath Beach districts. Dr. Darlington is much pleased with his work and thinks conditions will be better than ever before when he has completed the work of cleaning up the district and enforcing the sanitary regulations.

GIRLS SAVE DROWNING GIRLS. Form a Human Life Line and Save Victims

From Death. . MIDDLETOWN, N. Y., Aug. 20.-The pluck of a party of New York city girls prevented a drowning at Bloomingburg, Sullivan county, yesterday. A party of girls was booting on the Shawangunk Kill, when Miss Tillie Baringer of New York, while changing her position in the boat, fell overboard into the rapids. She was being swept rapidly away when a compenion. Miss Oppeman, plunged in to assist. Though both girls could swim, owing to their o othing and the strong current they could make no headway and were being swept over the dam. A party of girls, including the Misses Barngan, Silver and Boranger, and Master Charles Boranger, all of New York, who where on the shore, formed a chain by grasping hands and, wading into the river up to their shoulders, gave aid to the drowning girls. a drowning at Bloomingburg, Sullivan

RIP VAN WINKLE FARM SOLD. Erie Railroad Official to Make It His Home Once Owned by Joseph Jefferson. PATERSON, Aug. 29.-The Rip Van Winkle

farm at Hohokus, for many years the home of Joseph Jefferson, the actor, passed toof Joseph Senerson, the actor, passed today into the hands of T. A. Howard, civil
engineer of the Erie Railroad.

The farm for the past six years had been
conducted as a model farm by Mrs. H.
Miller, a niece of Jay Gould. She operated
it in opposition to her husband's wishes,
and her stock of peacocks, pheasants
and other unprofitable animals soon ate up the profits on the ferm products. Her effects were finally disposed of by auction. Mr. Howard will make the ferm his home.

First Clambake of Building Trades Employers. The first clambake under the auspices

of the Building Trades Employers' Association will be held to-day at North Pleasure Bay, N. J. The clambake is in celebration of the present prosperous and peaceful business season, which has been freer from strikes than any building season in ten

personal friend of the late President McKinley, having served with him in the Ohio Legislature, and also of the late Senator Mark Hanna. Bishop Arnett helped to secure for Mr. McKinley the Southern negro delegates to the Republican National convention of 1836.

Bishop Tanner will visit the city within a day or two to endoavor to straighten out the troubles of the churches, and will appoint a new Presiding Elder over the dissatisfied churches. C. O. D. Orders Her Menia. May Beck, 15 years old, of 3631/4 Fifth

ordering cigars, perfumes, soaps, hot water bags and other things sent C. O. D. to different addresses. The designs had wild goose chases. Miss Frances Day, general agent of the State Charities Aid Association, found that the girl was suffering from a slight mental disorder. She was paralled in the custody of her

Recorder's Court, Hoboken, yesterday for visiting cigar stores and drugstores and

street, Jersey City, was arraigned in the

Wardrobe Trunks.

PROP. BALITON AS W. April Balley, Batte